In the High Court of Judicature for Rajasthan
At
Jaipur Bench, Jaipur

O R D E R

In

S.B. Criminal Misc. Bail Application No.6666/06
P.D. Meena and another Vs. State of Rajasthan

Date Of Order :: 17th November, 2006

Hon'ble Mr. Justice Jitendra Ray Goyal

Mr. Manoj Sharma, counsel for petitioners.
Mr. R.P. Kuldeep, Public Prosecutor for State.
Mr. Sudesh Bansal, counsel for complainant.

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Heard learned counsel for accused petitioners as well as complainant, learned Public Prosecutor for the State, perused the case diary and other material produced during the course of arguments.

Learned counsel for accused petitioners contended that the land was sold by the original owner from whom the accused petitioner purchased the land on 1/4/2005 and constructed the house so the accused petitioners have not committed any offence.

Learned Public Prosecutor and counsel appearing for the complainant opposed the bail application and contended that the disputed land was sold to the complainant vide registered sale deed dated 22/12/2005 by the original owner who is by caste Meena and thereafter the complainant constructed the house and got the electric connection in his name. It is also submitted that the accused petitioner forcibly entered into the house and removed the articles and material kept therein by the

complainant.

Without making any observation on merits, having considered the rival submissions made at the bar, nature of accusation and allegations, material on record and all other facts and circumstances, I do not deem it proper to grant the benefit of pre-arrest bail to accused petitioners P.D. Meena and Kamlesh Chaudhary. The bail application is rejected accordingly.

Learned counsel for accused petitioners submitted that the accused petitioners are prepared to surrender before the competent court. In this regard, suffice it to say that they are free to surrender before the competent court in accordance to law and in case they surrender before the competent court and move application for grant of bail, the same may be disposed of expeditiously in accordance to law.

(J.R. Goyal),J

VS Shekhawat/-
Jr. P.A.